



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

September 6, 1988

#25

Alphonse R. Noe, Manager  
Patent Law Department  
AMERICAN CYANAMID COMPANY  
1937 West Main Street  
P.O. Box 60  
Stamford, CT 06904-0060

Dear Mr. Noe:

It has been brought to my attention by Dr. Edward Conroy in a telephone conversation on September 6, 1988, that the Patent and Trademark Office has not acknowledged receipt and consideration of the paper filed February 23, 1988, entitled "Supplement to Application for Extension of Patent Term."

The F.D.A. approval letter and package insert for the approved product NOVANTRONE clearly demonstrate that the approved product falls within the scope of the claims of U.S. Patent 4,278,689 identified in the application for patent term extension. Accordingly, the response filed February 23, 1988, fully satisfies the inquiry mailed February 19, 1988.

The delay in acknowledging the response to our inquiry is regretted.

C. E. Van Horn

Charles E. Van Horn  
Deputy Solicitor

Ronald L. Wilson, Director  
Health Assessment Policy Staff  
Office of Health Affairs (HFY-20)  
Food and Drug Administration  
5600 Fishers Lane  
Rockville, MD 20857

Re: Novantrone  
Docket No. 88E-0067